

IMPORTANT INFORMATION ON FILING IN FORMA PAUPERIS

On April 26, 1996, President Clinton signed into law the Prisoner Litigation Reform Act which significantly affects proceedings In Forma Pauperis.

You must submit to the court a completed Prisoner's In Forma Pauperis Application if you are unable to pay the entire filing fee at the time you file your complaint or petition. Your application must include a signed authorization permitting the institution to release the requested information and any future payments to the Court.

Even if you are granted leave to proceed in forma pauperis, you must still pay the full amount of the court's filing fee, but the fee will be paid in several installments. The filina fee is \$5.00 for a habeas petition and, \$150.00 for all other civil actions.

You must pay an initial partial filing fee of 20 percent of the greater of (a) the average monthly deposits to your account for the 6 month period immediately before the complaint was filed, or (b) the average monthly balance in your account for the 6 month period immediately before the complaint was filed.

After the initial partial filing fee is paid, your prison's trust account office will forward to the court each month, 20 percent of the most recent month's income to your prison trust account, to the extent the account balance exceeds ten dollars (\$10.00). Monthly payments will be required until the full filing fee is paid. If you have no funds in your account over \$10.00 you will not be required to pay part of the filing fee that month.

***** WARNING *****

You are liable for the full filing fee (\$5.00 for a habeas petition and \$150.00 for civil rights and other civil actions) regardless of the outcome of the court's initial review of your complaint. For example, even if the complaint is dismissed as frivolous, or for any other reason, the court will continue to collect 20 percent of your trust account income monthly until the entire filing fee is paid. However, if you do not submit this application (including a certificate of funds and a copy of the trust account statement) the action will be dismissed without prejudice and the filing fee will not be collected.

Please make your check or money order payable to Clerk, U.S. District Court.

Kindly list all defendants to this lawsuit and the address at which each may be served. If you do not provide an address for a defendant, that defendant will not be served.

Defendant No. 1

Defendant No. 2

Defendant No. 3

Defendant No. 4

Defendant No. 5

Please attach additional 8 1/2 x 11 paper if necessary.

**FORM TO BE USED BY A PRISONER FILING A COMPLAINT
UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983**

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

-----X

_____,
Full name of plaintiff/prisoner ID#

Plaintiff,

TRIAL BY JURY DEMAND

YES _____ NO _____

-against-

Enter full names of all defendants

Defendants.

-----X

I. Previous Lawsuits:

A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to your imprisonment? Yes () No ()

B. If your answer to A is yes, describe the lawsuit in the space below (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1 . Parties to this previous lawsuit:

Plaintiffs: _____

Defendants: _____

2. Court (if federal court, name the district;
if state court, name the county)

3. Docket Number: _____

4. Name of Judge to whom case was assigned: _____

5. Disposition: (for example: Was the case dismissed? Was it appealed? Is it still pending?)

6. Approximate date of filing lawsuit: _____

7. Approximate date of disposition: _____

II. Place of Present Confinement: _____

A. Is there a prisoner grievance procedure in this institution? Yes () No ()

B. Did you present the facts relating to your complaint in the state prisoner grievance procedure? Yes () No ()

C. If you answer is YES;

1. What steps did you take? _____

2. What was the result? _____

D. If you answer is NO, explain why not _____

E. If there is no prison grievance procedure in the institution, did you complaint to prison authorities? Yes () No ()

F. If you answer is YES,

1. What steps did you take? _____

2. What was the result? _____

III. Parties

(In item A below, place your name in the first blank and place our present address in the second blank. Do the same for additional plaintiffs, if any.)

A. Name of plaintiff _____

Address _____

**B. Defendant _____ is employed as _____
_____ at _____**

(State here, as briefly as possible, the facts of your case. Describe how each defendant is involved. Include also, the names of other persons involved, dates and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Use as much space as you need. Attach additional 8 1/2 x 11 sheets, if necessary.)

This image shows a full page of blank handwriting practice paper. It features multiple sets of horizontal lines. Each set consists of three lines: a solid top line, a dashed middle line, and a solid bottom line. These sets are repeated vertically down the entire page, providing a guide for letter height and placement. The paper is otherwise completely blank, with no margins or additional markings.

V. Relief

**(State briefly exactly what you want the court to do
for you. Make no legal arguments. Cite no cases or
statutes.)**

**Signed this _____ day of _____, 19____. I declare
under penalty of perjury that the foregoing is true and correct.**

Signature of Plaintiff

Plaintiff's Date of Birth

Social Security Number